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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92050920
Party	Defendant Milena Soni
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Submission	Motion to Extend
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Date	09/05/2011
Attachments	Respondents_Second_Motion_for_Extension_Time_to File_Trial_Brief_(5SEP11).pdf ( 4 pages )(22145 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Registration No.3,009,990

Trademark: ENTELLECT  
Registered: November 1, 2005

INTELLECT TECHNICAL	)	
SOLUTIONS, INC.	)	
	)	CANCELLATION NO.: 92050920
Petitioner,	)	
v.	)	
	)	
MILENA SONI	)	INTERLOCUTORY ATTORNEY:
	)	JENNIFER CRISP
Respondent.	)	
_____	)	

**RESPONDENT’S SECOND MOTION FOR EXTENSION  
OF TIME TO FILE RESPONDENT’S TRIAL BRIEF**

Respondent Milena Soni (“Respondent”) hereby moves the Board for a two (2) day extension of time to file its Trial Brief (currently due Tuesday September 6, 2011) until September 8, 2011. On Monday September 5, 2011, counsel for Respondent sent an email to counsel for Petitioner Intellect Technical Solutions, Inc. (“Petitioner”) requesting consent to this Motion. Mr. Giltinan, lead counsel for Petitioner, responded that “Intellect will not oppose a 2 day extension.”

Respondent does not make this motion lightly. Respondent appreciates and thanks the Interlocutory Attorney for the extension granted on September 1, 2011. Respondent apologetically requests the present extension because The Soni Law Firm's server for its computer network failed ('crashed') during the early morning hours of Sunday September 4. Until the afternoon of Monday September 5, the firm was without any access to its databases, including the stored documents for its Trial Brief in this proceeding. As of this filing only limited access to the firm's databases and Internet is available though the network.<sup>1</sup> Accordingly, the undersigned believes that he and Mr. Soni, may not be able to place the brief in a condition for filing (for example, providing a Table of Authorities and other formalities) on the due date of September 6, as currently Ordered by the Board.

Pursuant to Fed. R. Civ. P. 6(b), made applicable to Board proceedings by 37 C.F.R. § 2.116(a), a party may file a motion for an enlargement of the time in which an act is required or allowed to be done prior to the expiration of the period as originally set or previously extended, and the moving party need only show good cause for the requested extension. TBMP 509.01. The requested extension is not necessitated by Respondent's own lack of diligence or unreasonable delay.

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<sup>1</sup> The undersigned has been using his personal account (repeq@earthlink.net) to communicate with counsel for Petitioner.

For the foregoing reasons, Respondent respectfully requests the Board to grant an extension to file its Trial Brief on September 8, 2011.

Dated: September 5, 2011

By: /Ronald E. Perez/  
Surjit P. Soni  
Ronald E. Perez  
Attorneys for Respondent,  
Milena Soni

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the foregoing document entitled **RESPONDENT'S SECOND MOTION FOR EXTENSION OF TIME TO FILE RESPONDENT'S TRIAL BRIEF** was served upon the Petitioner via email transmission on this 5th day of September 2011 and will also be sent via USPS First Class Mail on September 6, 2011, as follows:

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/Ronald E. Perez/

Ronald E. Perez